

**SENATE . . . . . No. 430**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Cynthia S. Creem*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act providing health insurance coverage for scalp hair prosthesis.

PETITION OF:

| NAME:                        | DISTRICT/ADDRESS:                  |
|------------------------------|------------------------------------|
| <i>Cynthia S. Creem</i>      | <i>First Middlesex and Norfolk</i> |
| <i>James E. Timilty</i>      | <i>Bristol and Norfolk</i>         |
| <i>Joan B. Lovely</i>        | <i>Second Essex</i>                |
| <i>Theodore C. Speliotis</i> | <i>13th Essex</i>                  |

**SENATE . . . . . No. 430**

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By Ms. Creem, a petition (accompanied by bill, Senate, No. 430) of Cynthia S. Creem, James E. Timilty, Joan Lovely and Theodore C. Speliotis for legislation to provide health insurance coverage for scalp hair prosthesis. Financial Services.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 417 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act providing health insurance coverage for scalp hair prosthesis.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Subsection (b) of section 17E of chapter 32A of the General Laws, as so  
2 appearing in the 2010 Official Edition, is hereby amended by inserting, in line 11, after the  
3 words “cancer or leukemia;” the following:- or as a result of alopecia areata, alopecia totalis,  
4 non-classical 21-hydroxylase or permanent loss of scalp hair due to injury; provided, however,  
5 that the alopecia is not part of the natural or premature aging process; and

6 SECTION 2. Chapter 175 of the General Laws, as so appearing, is hereby amended by  
7 inserting after section 47AA the following section:-

8 Section 47BB. (a) As used in this section, the following words shall have the following  
9 meanings:

10 “Prosthesis”, an artificial appliance used to replace a lost natural structure; provided,  
11 however, that prosthesis shall include, but not be limited to, artificial arms, legs, breasts, scalp  
12 hair or glass eyes.

13 "Scalp hair prosthesis”, an artificial substitute for scalp hair.

14 (b) An individual policy of accident and sickness insurance issued under section 108 that  
15 provides hospital expense and surgical expense insurance and any group blanket or general

16 policy of accident and sickness insurance issued under section 110 that provides hospital expense  
17 and surgical expense insurance, which is issued or renewed within or without the  
18 commonwealth, shall provide benefits on a nondiscriminatory basis for any other prosthesis,  
19 coverage for expenses for scalp hair prostheses worn for hair loss suffered as a result of the  
20 treatment of any form of cancer or leukemia, or as a result of alopecia areata, alopecia totalis,  
21 non-classical 21-hydroxylase or permanent loss of scalp hair due to injury; provided, however,  
22 that the alopecia is not part of the natural or premature aging process; and provided, however,  
23 that such coverage shall be subject to a written statement by the treating physician that the scalp  
24 hair prosthesis is medically necessary; and provided, further, that such coverage shall be subject  
25 to the same limitations and guidelines as other prostheses.

26 SECTION 3. Chapter 176A of the General Laws, as so appearing, is hereby amended by  
27 inserting after section 8DD the following section:-

28 Section 8EE. (a) As used in this section, the following words shall have the following  
29 meanings:

30 “Prosthesis”, an artificial appliance used to replace a lost natural structure; provided,  
31 however, that prosthesis shall include, but not be limited to, artificial arms, legs, breasts, scalp  
32 hair or glass eyes.

33 “Scalp hair prosthesis”, an artificial substitute for scalp hair.

34 A contract between a subscriber and the corporation under an individual or group hospital  
35 service plan which is issued or renewed within or without the commonwealth shall provide  
36 benefits on a nondiscriminatory basis for for expenses for scalp hair prosthesis worn for hair loss  
37 suffered as a result of the treatment of any form of cancer or leukemia, or as a result of alopecia  
38 areata, alopecia totalis, non-classical 21-hydroxylase or permanent loss of scalp hair due to  
39 injury; provided, however, that the alopecia is not part of the natural or premature aging process;  
40 and provided, however, that such coverage shall be subject to a written statement by the treating  
41 physician that the scalp hair prosthesis is medically necessary. Such coverage shall be subject to  
42 the same limitations and guidelines as other prosthesis. Such prosthesis coverage shall be  
43 provided at a minimum at the same amount and frequency as any state insurer provides for hair  
44 prostheses for hair loss due to chemotherapy.

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46 SECTION 4. Chapter 176B of the General Laws, as so appearing, is hereby amended by  
47 inserting after section 4DD the following section:-

48 Section 4EE. (a) As used in this section, the following words shall have the following  
49 meanings::

50 “Prosthesis”, an artificial appliance used to replace a lost natural structure; provided,  
51 however, that prosthesis shall include, but not be limited to, artificial arms, legs, breasts, scalp  
52 hair or glass eyes.

53 “Scalp hair prosthesis”, an artificial substitute for scalp hair.

54 A subscription certificate under an individual or group medical service agreement which  
55 is issued or renewed within or without the commonwealth shall provide benefits on a  
56 nondiscriminatory basis for f expenses for scalp hair prosthesis worn for hair loss suffered as a  
57 result of of the treatment of any form of cancer or leukemia, or as a result of alopecia areata,  
58 alopecia totalis, non-classical 21-hydroxylase, or permanent loss of scalp hair due to injury;  
59 provided, however, that the alopecia is not part of the natural or premature aging process. Such  
60 coverage, however, shall be subject to a written statement by the treating physician that the hair  
61 prosthesis is medically necessary. Such coverage shall be subject to the same limitations and  
62 guidelines as other prosthesis. Such scalp hair prosthesis coverage shall be provided at a  
63 minimum at the same amount and frequency as any state insurer provides for hair prostheses for  
64 hair loss due to chemotherapy.

65 SECTION 5. Chapter 176G of the General Laws, as so appearing, is hereby amended by  
66 inserting after section 4V the following section:-

67 Section 4W. (a) As used in this section, the following words shall have the following  
68 meanings:

69 “Prosthesis”, an artificial appliance used to replace a lost natural structure; provided,  
70 however, that prosthesis shall include, but not be limited to, artificial arms, legs, breasts, scalp  
71 hair or glass eyes.

72 “Scalp hair prosthesis”, an artificial substitute for scalp hair.

73 A health maintenance contract issued or renewed within or without the commonwealth  
74 shall provide benefits on a nondiscriminatory basis for hair loss suffered as a result of the  
75 treatment of any form of cancer or leukemia, or as a result of alopecia areata, alopecia totalis,  
76 non-classical 21-hydroxylase or permanent loss of scalp hair due to injury; provided, however,  
77 that the alopecia is not part of the natural or premature aging process; and provided, however,  
78 that such coverage shall be subject to a written statement by the treating physician that the scalp  
79 hair prosthesis is medically necessary. Such coverage shall be subject to the same limitations and  
80 guidelines as other prosthesis. Such prosthesis coverage shall be provided at a minimum at the  
81 same amount and frequency as any state insurer provides for hair prostheses for hair loss due to  
82 chemotherapy.